



JC02 Rec'd PCT

1 9 DEC 2000

PCT #3
C. P. Orr
03 Jan 01Attorney Docket No. GOTE.P-039
PATENT APPLICATION
December 15, 2000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kubista
Serial No.: 09/673,964
Filing Date: 10/23/00
Title: Method for Characterizing Samples

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Responding to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office, applicant submits his Declaration for Utility or Design Patent Application and Statement Claiming Small Entity Status and requests a refund of \$430.00, one-half of the filing fee paid as it has not been two months from the date of filing. Also enclosed is a check for \$65 to cover the surcharge for late filing of the Declaration.

This Declaration relates to the application assigned the above-referenced serial number.

The Commissioner is authorized to debit any fee deemed due or credit any overpayment to Deposit Account 15-0610.

Respectfully submitted,

OPPEDAHL & LARSON LLP

Carl Oppedahl
Reg. No. 32,746
P.O. Box 5068
Dillon, Co. 80435-5068
(970) 468-6600

12/26/2000 UEDUVIJE 00000039 09673964

.01 FC:254

65.00 OP

I hereby certify that this paper and the attachments named herein are being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231 on December 15, 2000.

Date of Signature

12/15/00

Linda L. Orr



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: ASSISTANT COMMISSIONER FOR PATENTS
Box PCT
Washington, D.C. 20231

#3
19 DEC 2000
09/673964
13061
64

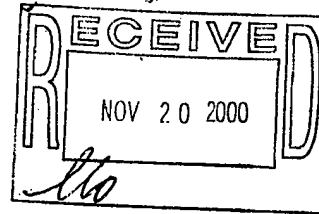
U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/673964	KUBISTA	M
GOTE P 039		
INTERNATIONAL APPLICATION NO.		
PCT/SE98/01468		
I.A. FILING DATE	PRIORITY DATE	
14 AUG 98	22 APR 98	
DATE MAILED: 15 NOV 2000		

OPPEDAHL AND LARSON LLP
P O BOX 5068
Dillon, CO 80435 5068

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),
- ☒ an Elected Office (37 CFR 1.495):
- ☒ U.S. Basic National Fee.
- ☒ Copy of the international application in:
 - ☐ a non-English language.
 - ☒ English.
- ☐ Translation of the international application into English.
- ☐ Oath or Declaration of inventors(s) for DO/EO/US.
- ☐ Copy of Article 19 amendments.
- ☐ Translation of Article 19 amendments into English.
- ☒ The International Preliminary Examination Report in English and its Annexes, if any.
- ☐ Translation of Annexes to the International Preliminary Examination Report into English.
- ☒ Preliminary amendment(s) filed 23 OCT 00 and
- ☐ Information Disclosure Statement(s) filed and
- ☐ Assignment document.
- ☐ Power of Attorney and/or Change of Address.
- ☐ Substitute specification filed
- ☐ Verified Statement Claiming Small Entity Status.
- ☒ Priority Document.
- ☒ Copy of the International Search Report ☒ and copies of the references cited therein.
- ☐ Other:



REPORTING LETTER
COMPUTER DOCKET
PAPER DOCKET
12/15/00

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
 - ☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
- ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
- ☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.
 - ☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
- ☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice *MUST* be returned with this response.

- Enclosed:
- ☐ PCT/DO/EO/917
 - ☐ Notice of Defective Translation
 - ☐ PTO-875
- FORM PCT/DO/EO/905 (December 1997)

Charita A. Burt, Patent Agent
Telephone: 703-305-3734